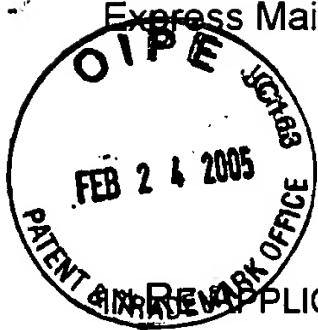


02-28-05

Express Mail Label No. EV 337 196 255 US Attorney Docket No. 54099-8003.US01



AP \$
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE-APPLICATION OF:

Lau, et al.

APPLICATION No.: 09/772,109

FILED: January 26, 2001

FOR: HIGH LEVEL CYTOKINE PRODUCTION
WITH ENHANCED CELL VIABILITY

EXAMINER: Winkler, U.

ART UNIT: 1648

CONFIRM. No: 8965

Notice of Appeal with Petition to Extend Time

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals from the decision of the Examiner dated August 24, 2004, rejecting claims 1-3, 5-8, 11, 25, 26, 29, 31-34, 37, 39, 40.

The items checked below are appropriate:

- Fee for Notice of Appeal (37 C.F.R. §1.17(b))
 - Small Entity: \$250.00
- Petition for Extension of Time. Applicant hereby petitions for a 3-Month Extension of Time, to extend the period for response to February 24, 2005.

Extension Fee (37 C.F.R. §1.17(a)(1)-(a)(5)):

- Small Entity:
 - \$60.00
 - \$225.00
 - \$510.00
 - \$795.00
 - \$1,080.00

- Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Notice of Appeal.

- Fee Payment

Check enclosed for \$760.00 covering the Notice of Appeal Fee (\$250) and the Extension of Time Fee (\$510).

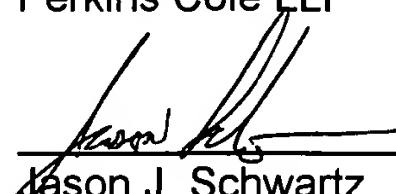
03/03/2005 HAL111 00000046 09772109

01 FC:2401 250.00 0P
02 FC:2253 510.00 0P

Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-2207.

Respectfully submitted,
Perkins Coie LLP

Date: Feb. 24, 2005



Jason J. Schwartz
Registration No. 43,910

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(650) 838-4300